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*American States, now in Force,*

RELATIVE TO

DEBTS DUE TO LOYALISTS,

SUBJECTS OF GREAT BRITAIN.

L O N D O N :

PRINTED IN THE YEAR M,DCC,LXXXIX.

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# ABSTRACT, &c.

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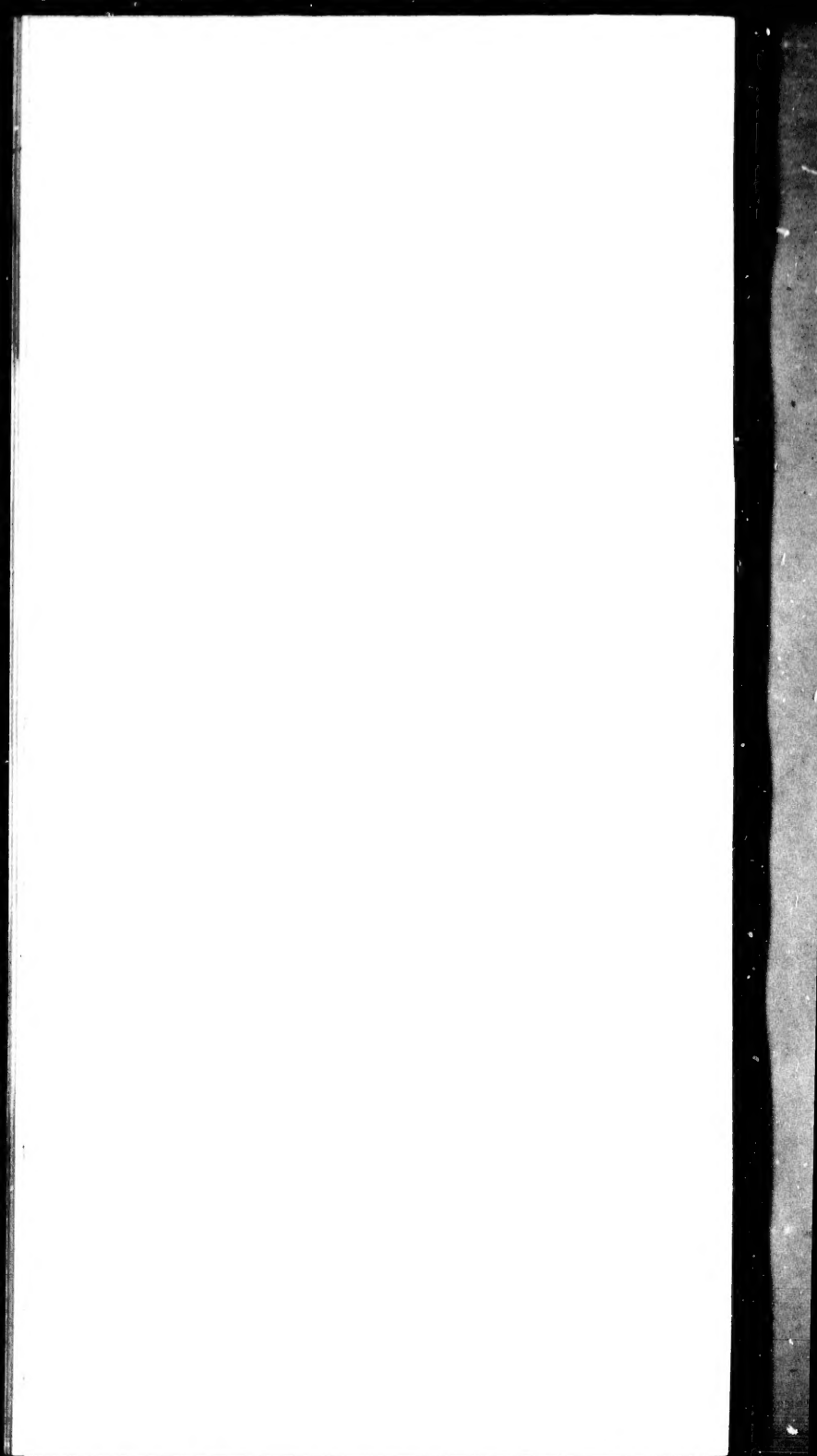
## *IN GEORGIA,*

THE Estates, Real and Personal, of British Subjects, including DEBTS due to them, are confiscated, and vested in the State.

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## *IN SOUTH CAROLINA,*

BRITISH Subjects are restrained from recovering their DEBTS, otherwise than by Installments of One-fifth Part thereof annually, for five Years.



## IN NORTH CAROLINA,

PERSONS owing Allegiance to the King of Great Britain, are adjudged guilty of High Treason against that State, and shall suffer Death and Forfeiture of Estate.

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## IN VIRGINIA,

THE Estates of British Subjects, adherents to the Cause of Great-Britain, are sequestered, and Debtors indemnified against such their Creditors, on paying the Debts by them owing into the Loan Offices. And in 1787, by an Act of the same Legislature, certain British Subjects are prohibited from entering into the State, under the Penalties therein mentioned. Notwithstanding by the 5th Article of the Definitive Treaty, it is agreed, that they shall have Liberty to go to any Part or Parts of the said States, and therein to remain Twelve Months unmolested in their Endeavours to obtain the Restitution of their Estates, Rights, and Properties.

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## IN MARYLAND,

ALL British Property is confiscated, and a Mode pointed out to collect the DEBTS due to British Subjects.

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## IN PENNSYLVANIA,

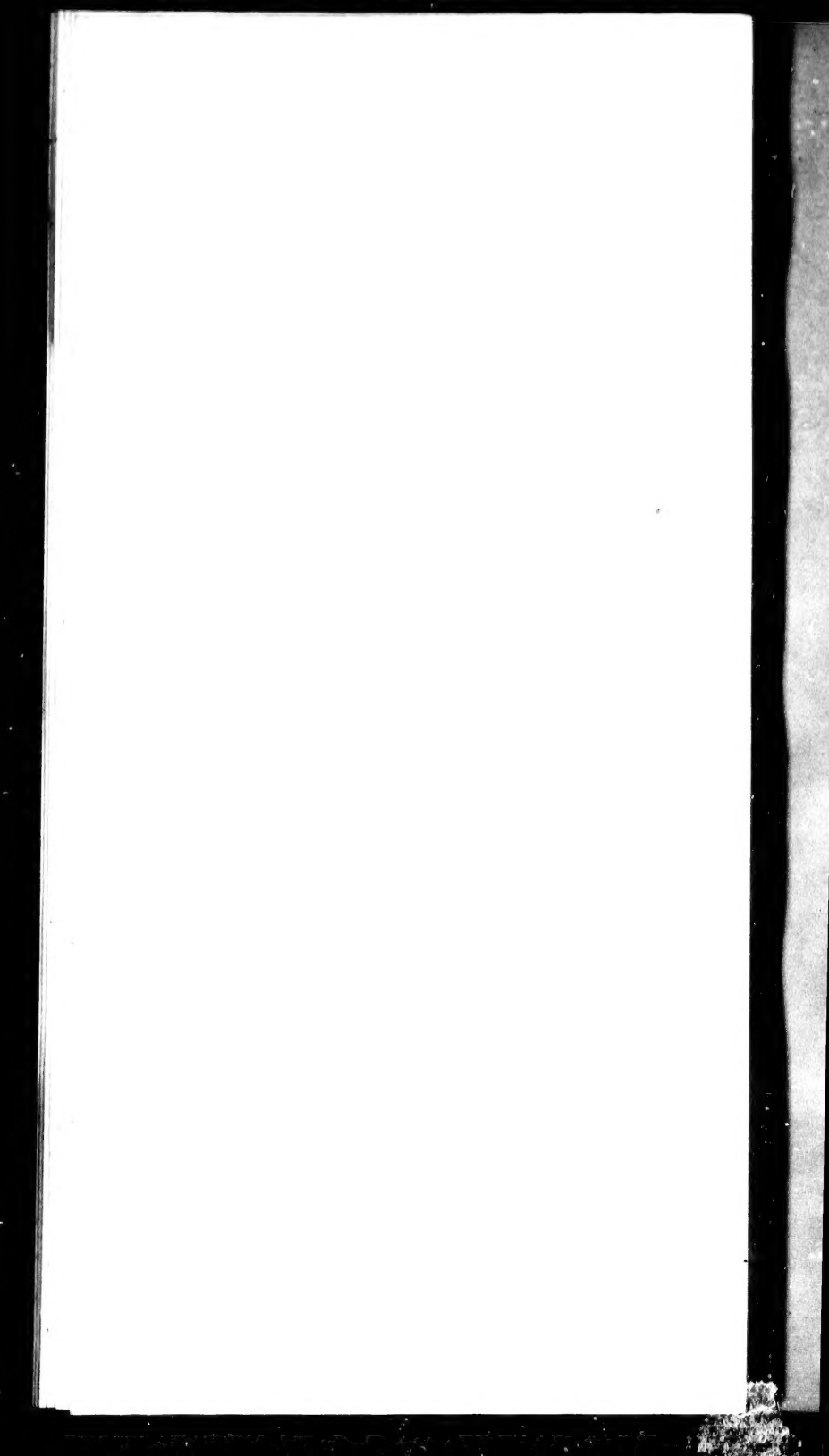
THE Property of British Subjects is confiscated, and Debtors indemnified, on paying the DEBTS they owe to such Subjects into the Treasury of the State.

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## IN NEW JERSEY,

THE Commissioners of Forfeiture are empowered and directed, to take Possession of the Estates, Real and Personal, of the Adherents to the Crown of Great Britain, and to collect the





DEBTS due to them for the Use of the State.—  
All Payments of such DEBTS are declared valid,  
and bar the Creditor from any Recovery.

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### IN NEW-YORK,

THE Estates, Real and Personal, of the  
Adherents to the Crown of Great Britain, are  
confiscated to, and vested in the State. And  
British Subjects not attainted, who were resi-  
dent in Places within the Protection of his Ma-  
jesty's Troops, are precluded from recovering  
*any Interest on DEBTS* contracted before the  
First of January, 1776, till the First Day of  
May, 1786.

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### IN RHODE ISLAND,

ALL the Estates and Interests of such Per-  
sons as joined or took Protection under his  
Majesty's Forces, are forfeited to the Use and  
Benefit of the State.

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Under these Laws, the Estates of his Majesty's faithful Subjects, particularly the American Merchants, have been seized, confiscated, sold, and Debts due to them have been paid into the respective State Treasuries; and Creditors are indemnified against their Creditors, and the Loyal Subject is thereby thus precluded from any Possibility of recovering the Debts due to him before the American War, or receiving any Compensation therefor, but from the Justice of the British Nation. And

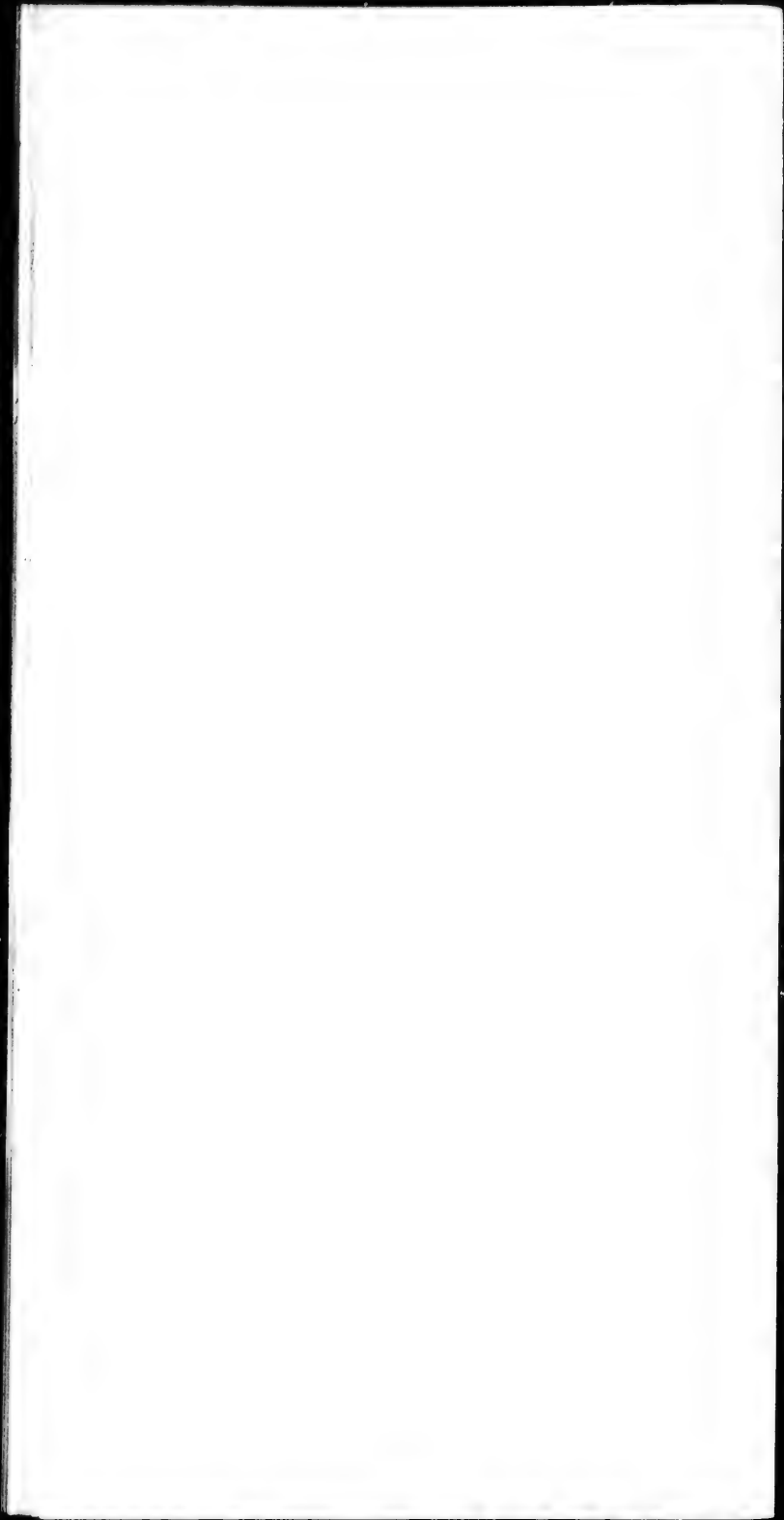
These Laws being unrepealed, are in their Operation directly in the Face of the Treaty of Peace. By the 4th, 5th, and 6th Articles hereof

#### ARTICLE IV.

It is agreed, That Creditors on either Side shall meet with no lawful Impediment to the Recovery of the full Value in Sterling Money, of all *bona fide* Debts heretofore contracted."

#### ARTICLE V.

It is agreed, That the Congress shall earnestly recommend it to the Legislatures of the respective States, to provide for the Restitution  
" of



" of all Estates, Rights, and Properties which  
 " have been confiscated, belonging to real  
 " British Subjects; and also of the Estates,  
 " Rights, and Properties of Persons resident  
 " in Districts in the Possession of his Majesty's  
 " Arms, and who have not borne Arms against  
 " the said United States; and that Persons of  
 " any other Description shall have free Li-  
 " berty to go to any Part or Parts of any of  
 " the Thirteen United States, and therein to re-  
 " main Twelve Months unmolested in their En-  
 " deavours to obtain the Restitution of such  
 " of their Estates, Rights, and Properties as  
 " may have been confiscated: and that Con-  
 " gress shall also earnestly recommend to the  
 " several States, a Reconsideration and Revi-  
 " sion of Acts or Laws perfectly consistent, not  
 " only with Justice and Equity, but with that  
 " Spirit of Conciliation, which, on the Return  
 " of the Blessings of Peace, should universally  
 " prevail. And that Congress shall also ear-  
 " nestly recommend to the several States, that  
 " the Estates, Rights, and Properties of such  
 " last-mentioned Persons shall be restored to  
 " them, they refunding to any Persons who  
 " may be now in Possession, the *bona fide* Price  
 " (where any has been given) which such Per-  
 " sons may have paid in purchasing any of the  
 " said

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" said Lands, Rights, or Properties since the  
" Confiscation.

" And it is agreed, That all Persons who  
" have any Interest in confiscated Lands, either  
" by Debts, Marriage Settlements, or other-  
" wise, shall meet with no lawful Impediment  
" in the Prosecution of their just Rights."

## A R T I C L E VI.

" That there shall be no future Confisca-  
" tions made, nor any Prosecutions commenced  
" against any Person or Persons, for or by Rea-  
" son of the Part which he or they may have  
" taken in the present War; and that no Per-  
" son shall, on that Account, suffer any future  
" Loss or Damage, either in his Person, Liber-  
" ty, or Property; and that those who may be  
" in Confinement on such Charges, at the Time  
" of the Ratification of the Treaty in Ame-  
" rica, shall be immediately set at Liberty, and  
" the Prosecutions so commenced be discon-  
" tinued."

Two Actions have been commenced and  
tried, one in North Carolina, the other in  
Pennsylvania.



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First.

The First wherein George Rome and Richard Rome were Plaintiffs, and Mary Dalling, Executrix of Samuel Dalling, deceased, Defendant.

This was an Action of DEBT on a Bond executed by the Testator, on the 12th November, 1775, and tried in the Court of Common Pleas in Chowan County, in June Sessions, 1788.

The Defendant pleaded in Bar, the Plaintiffs' Disability to recover their DEBT, as they had left the State in the Year 1777, without taking the Oaths required by the Act of Assembly, and that therefore the said Bond was void and of no force in Law. To this Plea the Plaintiffs, in their Replication, stated the 4th, 5th, and 6th Articles of the Provisional Articles of Peace between Great Britain and the Thirteen United States.—*And further, that by an Act of Assembly of the said State of North Carolina, passed in the Year 1787, the Articles of the Definitive Treaty between the United States of America and the King of Great Britain, were declared to be the Law of the Land, and that the Courts of Law and Equity were in all Causes and Questions cognizable by them to judge accordingly.*

In

[illegible]

In this Suit the Court gave Judgment for the Defendant, in the Words following: " Where-  
 " fore the Record and Matters aforesaid hav-  
 " ing been seen, and by the Worshipful the  
 " Justices here fully understood, and all and  
 " singular the Premises being examined, and  
 " mature Deliberation being had thereon, for  
 " that it seems to the said Justices here, that the  
 " said Plea of the said George and Richard Rome  
 " before pleaded, and the Matters therein con-  
 " tained, are not sufficient in Law, to have and  
 " maintain the Action of the aforesaid George  
 " and Richard Rome against the said Mary Dal-  
 " ling, Executrix aforesaid; THEREFORE  
 " it is considered, that the aforesaid George and  
 " Richard take nothing by their Writ aforesaid,  
 " but that they, and their Pledges of Prose-  
 " cuting (to wit) John Doe and Richard Roe,  
 " be in Mercy for their false Complaint; and  
 " that the aforesaid Mary, Executrix aforesaid,  
 " go thereof without Day, &c. And it is fur-  
 " ther considered, that the aforesaid Mary,  
 " Executrix aforesaid, do recover against the  
 " said George and Richard, the Sum of  
 " Five Pounds Currency, for her Costs and  
 " Charges by her about her Defence in this  
 " Behalf sustained, adjudged by the Court  
 " here to the said Mary, with her Consent, ac-  
 " cording

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“ cording to the Form of the Act of Assembly  
 “ in that Case made and provided ; and that the  
 “ said Mary may have Execution thereof, and  
 “ that the Clerk of Court do issue Execution  
 “ accordingly, &c.”

The Plaintiffs, who were Merchants, are Natives of Great Britain.—George Rome resided at Rhode Island many Years before the War, and Richard Rome in North Carolina.—They were both Loyal and faithful Subjects, firmly attached to his Majesty and the British Government ; and have Debts due to them in North-Carolina, but by this Determination they are precluded from all possible Hope of recovering any Part of those Debts.

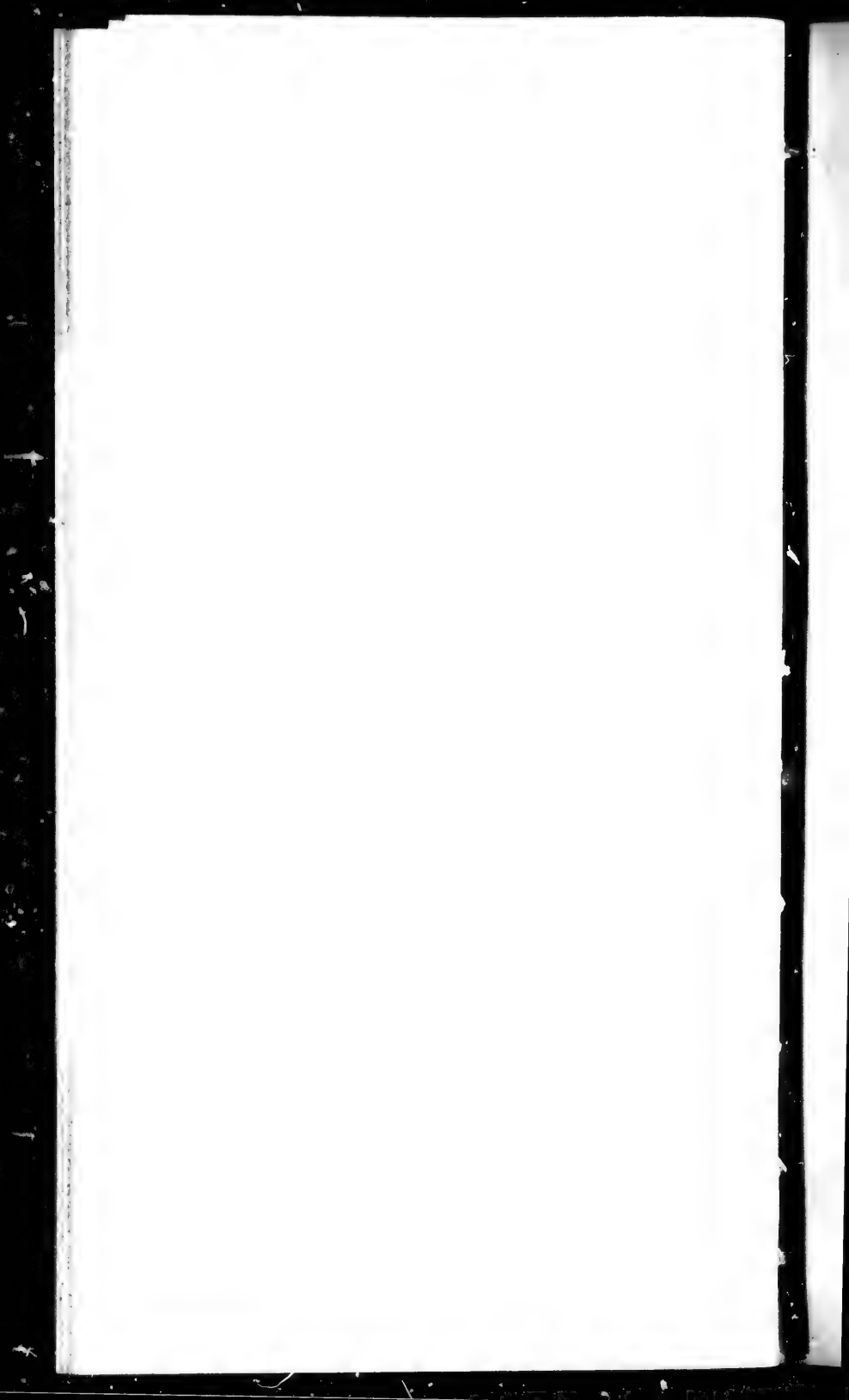
Second.

In Pensylvania.—Abiathar Camp, a Native, and formerly an Inhabitant of Connecticut, brought an Action against James Lockwood, in the Court of Common Pleas for the County of Philadelphia.—The Opinion of the Court, as to the Plaintiff's Right to maintain such Action, was delivered by President Shippen, in these Words :—“ The 4th Article of the Treaty of Peace, which directs that Creditors on  
 “ either Side shall meet with no lawful Impediments to the Recovery of all *bona fide* Debts  
 “ there.

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" theretofore contracted, is most certainly con-  
 " fined to real British Subjects on the one Side,  
 " and the Citizens of America on the other, and  
 " has always been so construed. As to the Re-  
 " stitution of Estates, Rights and Properties  
 " already confiscated, it is not required by the  
 " Treaty to be done, even to real British Sub-  
 " jects : It is agreed indeed by the Fifth Ar-  
 " ticle, that Congress shall recommend it to the  
 " several Legislatures to provide for such a Re-  
 " stitution. As to those of another Descrip-  
 " tion, they have Liberty given them by the  
 " Treaty to reside Twelve Months in the United  
 " States, to solicit a Restitution and Composi-  
 " tion with the Purchasers of their Estates, and  
 " Congress is to recommend to the States that  
 " they be restored, on the Money being re-  
 " funded which was paid for them ; but no Acts  
 " for those Purposes have been passed by the  
 " Legislatures, in Consequence of any such  
 " Recommendations. Indeed the ample Pro-  
 " vision made for these People in England,  
 " seems to have been considered by the Go-  
 " vernment there, as an Act of Justice, for not  
 " having been able to obtain a Restitution for  
 " them by the Treaty.—For these Reasons we  
 " are of Opinion that Abiathar Camp is not  
 " such a Person as has a Right to sue for and  
 " recover





" recover this Debt, already vested by Confisca-  
 " tion in the State of Connecticut."

From these Adjudications, the Non Repeal of the Laws confiscating Debts, as well as other Property, the Debts due and paid into the Treasuries or Loan Offices of the different States, and the Indemnity that is by Law afforded to the American Subject, Debtor to the Loyal Creditor, it evidently appears that no other Mode of Relief can be obtained but through the Justice and Humanity of the British Nation, to whom the Sufferers now apply for that Relief which they are refused in the States of America.

Another Circumstance may not be unworthy of Attention, namely, that Gentlemen who during the late War, from their Loyalty and Attachment to his Majesty and the British Government, accepted Commissions in the King's Service, have been made responsible in their private Capacities for Property taken by the Army during the War, and when on Duty in an Enemy's Country.

Many Actions, by Attachment, and otherwise, have been commenced against the Servants of the

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the Crown in North Carolina, and particularly against Colonel John Hamilton, who commanded a Provincial Corps, for Property used, seized, or destroyed, belonging to the Subjects of that State, during the Time he was under the Orders of, and with the Army commanded by Lord Cornwallis and other General Officers; the Plaintiffs in such Actions have recovered Judgments against Colonel Hamilton, payable out of his confiscated Property, for Acts done in the Execution of his Duty, and in Obedience to the Orders of his superior Officer.

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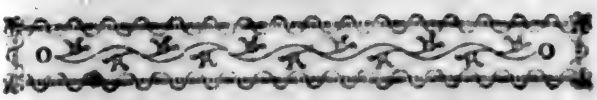
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## IN GEORGIA.

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By "An Act for attainting such Persons as are herein mentioned, of High Treason, and for confiscating their Estates, real and personal, to the Use of this State, for establishing Boards of Commissioners for the Sale of such Estates," &c.

Mar. 1,  
1778.

**A**LL and every the Debts or Sums of Money, of any Person or Persons thereby attainted, are forfeited to the State, and declared to be vested in the Government thereof; and Commissioners are appointed and empowered to authorize the Sheriff of each County to seize the Estates, both real and personal, of such Persons;

**B**UT which

May 4  
1782.

which are to be sold, and the Monies arising from such Sales to be paid into the Treasury of the State. All Persons refusing or neglecting to discover to the Commissioners the *Debts or Sums of Money due by them to the Persons whose Estates are forfeited*, shall forfeit double the Sum, to be recovered in Course of Law, in the respective Counties. Also Persons refusing to discover the Goods and Chattels of any Person attainted, shall forfeit double the Value. And the Commissioners are thereby required to secure immediately all the Goods, Chattels, and *Debts*, belonging or owing to the attainted Persons.

May 4,  
1782.

By "*An act for inflicting Penalties on and confiscating the Estates of such Persons as are herein declared guilty of Treason, and for other Purposes therein mentioned*;"

Two Hundred and Seventy-seven Persons, by Name, are declared to be banished from the State for ever; and if any, or either of them, are found therein, Sixty Days after the passing this Act, are declared guilty of Felony, and on Conviction shall suffer Death without Benefit of Clergy.—And, "all and singular the Estate, real and personal, of each and every of the said Persons, together with all  
" *Debts*,



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“ *Debts, Dues, and Demands of whatever Nature, that*  
 “ *are or may be owing to the aforesaid Persons, or*  
 “ *either of them, be confiscated to, and for the*  
 “ *Use and Benefit of this State.*”—And all other  
 Persons, Citizens of that State, who adhered to  
 their Allegiance to his Majesty and the British  
 Government, (though not therein named) on  
 Proof thereof, are made subject to the like  
 Pains, Penalties, and Forfeitures inflicted on  
 those whose Names are particularly mentioned.

And by the said Act, “ All and singular the  
 “ Estates both real and personal, of whatsoever  
 “ Kind or Nature, together with all Rights and  
 “ Titles; and also, all *Debts, Dues, and Demands,*  
 “ *owing or accruing in the said State, to Citizens of*  
 “ *any of the other States, whose Estates have been*  
 “ *confiscated by the States of which they were*  
 “ *Citizens, are declared forfeited to and for the*  
 “ *Use and Benefit of the said State, in like Man-*  
 “ *ner and Form of Forfeiture, as they were*  
 “ *subjected to, in the States of which they re-*  
 “ *spectively were Citizens.*”

By “ *An act to continue to authorize the Auditor*  
 “ *to liquidate the Demands of such Persons as have*  
 “ *claims against the Confiscated Estates, and for*  
 “ *other Purposes therein mentioned:*”

Feb. 13,  
1786.



It is Enacted, " That no Interest shall be  
 " demanded or received, on any Debts what-  
 " ever, from the 29th Day of December, 1778,  
 " until the 11th Day of July, 1782." And,

" That any Citizen or Citizens of this State,  
 " or any other of the United States, who was or  
 " were concerned in Trade, or Copartnership  
 " with any Person or Persons named or com-  
 " prehended in the Act of Confiscation and At-  
 " tainder, *to whom Debts were due and owing*, such  
 " remaining or surviving Copartner or Copart-  
 " ners, in whose Hands or Possession *the Bonds,*  
 " *Notes, or Books of Account* may be, shall, and  
 " they, or either of them, are hereby vested  
 " with full Power and Authority, to *ask, demand,*  
 " *sue for, and recover, all Debts* of every Nature  
 " and Kind whatever, that was or may become  
 " due to such Concern or Copartners, or  
 " others; also to demand, sue for, and take  
 " into Possession, any Lands or other real  
 " Estate in which the Concern was interested  
 " or had a right.

" Provided nevertheless, and be it Enacted,  
 " That all such surviving or remaining Copart-  
 " ners, or others of the aforesaid Description,  
 " shall deliver to the Clerk of the County where  
 " he



" he or they may reside, a full and exact Account,  
 " on Oath, of all the *Notes, Bonds, and other Debts,*  
 " *due, or that may become due,* to such Concern  
 " or Copartners as aforesaid; and shall give  
 " Bond and Security in double the Amount  
 " thereof, to pay into the Treasury, at the  
 " End of every Six Months, such part as he or  
 " they may have at that Time received, that was  
 " due to the Person or Persons whose Estates  
 " were confiscated as aforesaid, for which the  
 " surviving or remaining Copartners shall re-  
 " ceive out of the Monies so collected, *Seven*  
 " *and a Half per Centum.*"

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## IN SOUTH CAROLINA.

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Nov. 4, 1788. “ *An Act to regulate the Payment and Recovery of Debts,*” &c.

“ **W**HEREAS the Laws heretofore made concerning the Recovery of Debts, are found inadequate to the Relief of the Distresses of the People of this State;

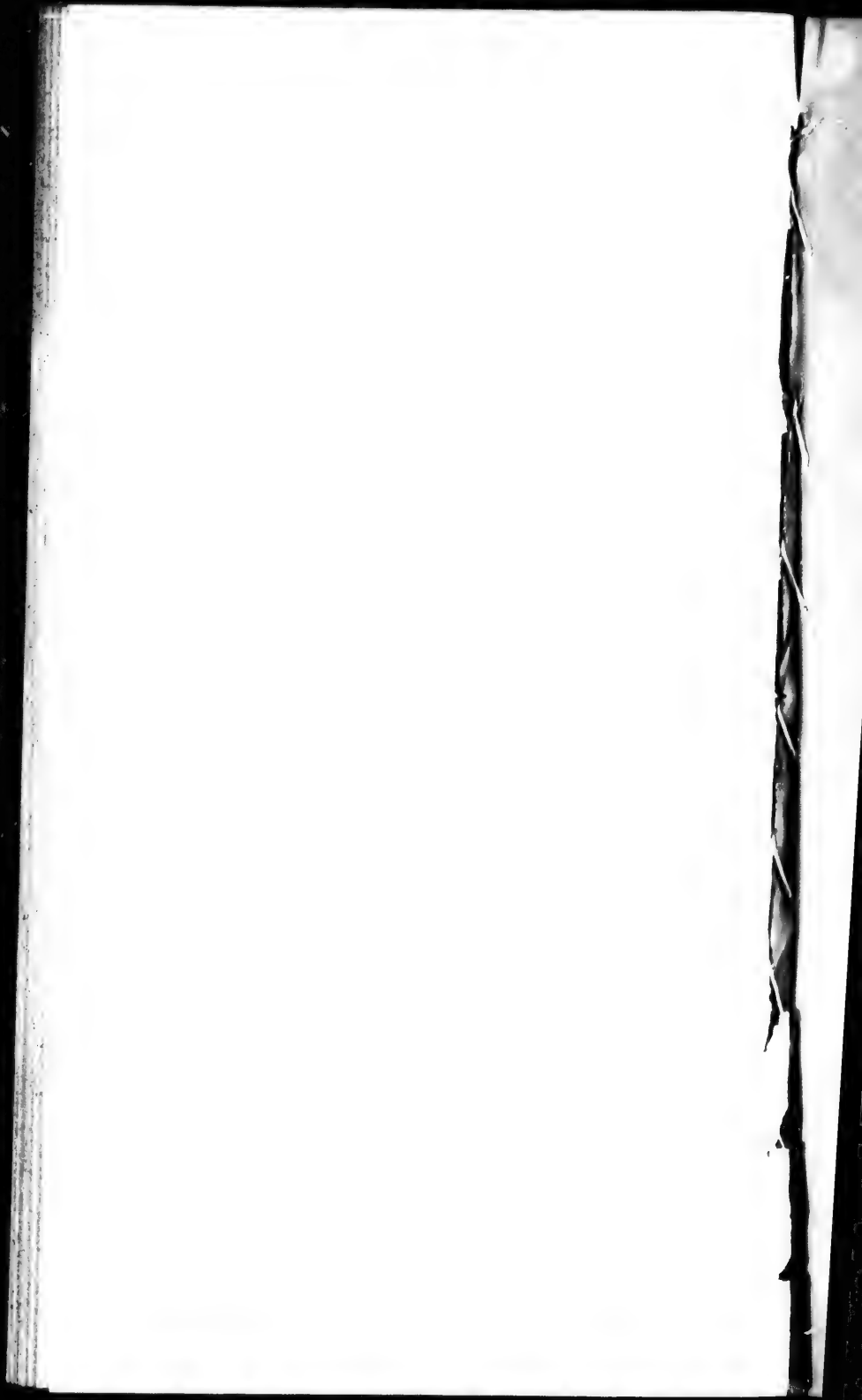
“ I. *Be it therefore Enacted by the Honourable the Senate and House of Representatives now met and sitting in General Assembly, and by the Authority of the same, That all Debts whatsoever contracted previous to the First day of January, in the Year of our Lord 1787, (except Debts hereinafter excepted) shall be recoverable by Instalments only, to be paid in proportion and manner hereinafter following,*  
“ *that*



[illegible]

" *that is to say*, That the Debtor shall, on the  
 " 25th Day of March, A. D. 1789, pay to his  
 " Creditor, *one-fifth part* of the amount of  
 " the principal and interest of the Debt, and  
 " shall, on the 25th day of March, in the  
 " Year 1790, pay to his Creditor *one other fifth*  
 " *part* of the Debt, with the Interest that shall  
 " have accrued on the said Debt, and shall,  
 " on the 25th day of March, in the Year 1791,  
 " pay to his Creditor *one other fifth part* of  
 " such Debt, with the Interest which shall  
 " have accrued on the said Debt, and shall,  
 " on the 25th Day of March, in the Year  
 " 1792, pay to his Creditor *one other fifth*  
 " *part* of such Debt, with the Interest which  
 " shall have accrued on the said Debt, and  
 " shall, on the 25th day of March, in the Year  
 " 1793, pay to his Creditor *the Balance of the*  
 " *said Debt*, with the Interest thereon: *Pro-*  
 " *vided*, That whatever Sum shall be paid on  
 " Account of any Instalment, shall be in the  
 " *First Place* applied to the Extinguishment of  
 " *the Interest*.

" II. *And be it further Enacted*, That all  
 " Bonds or Notes which have been given since  
 " the first Day of January, in the Year 1787,  
 " for Debts contracted previous to that day;  
 " and



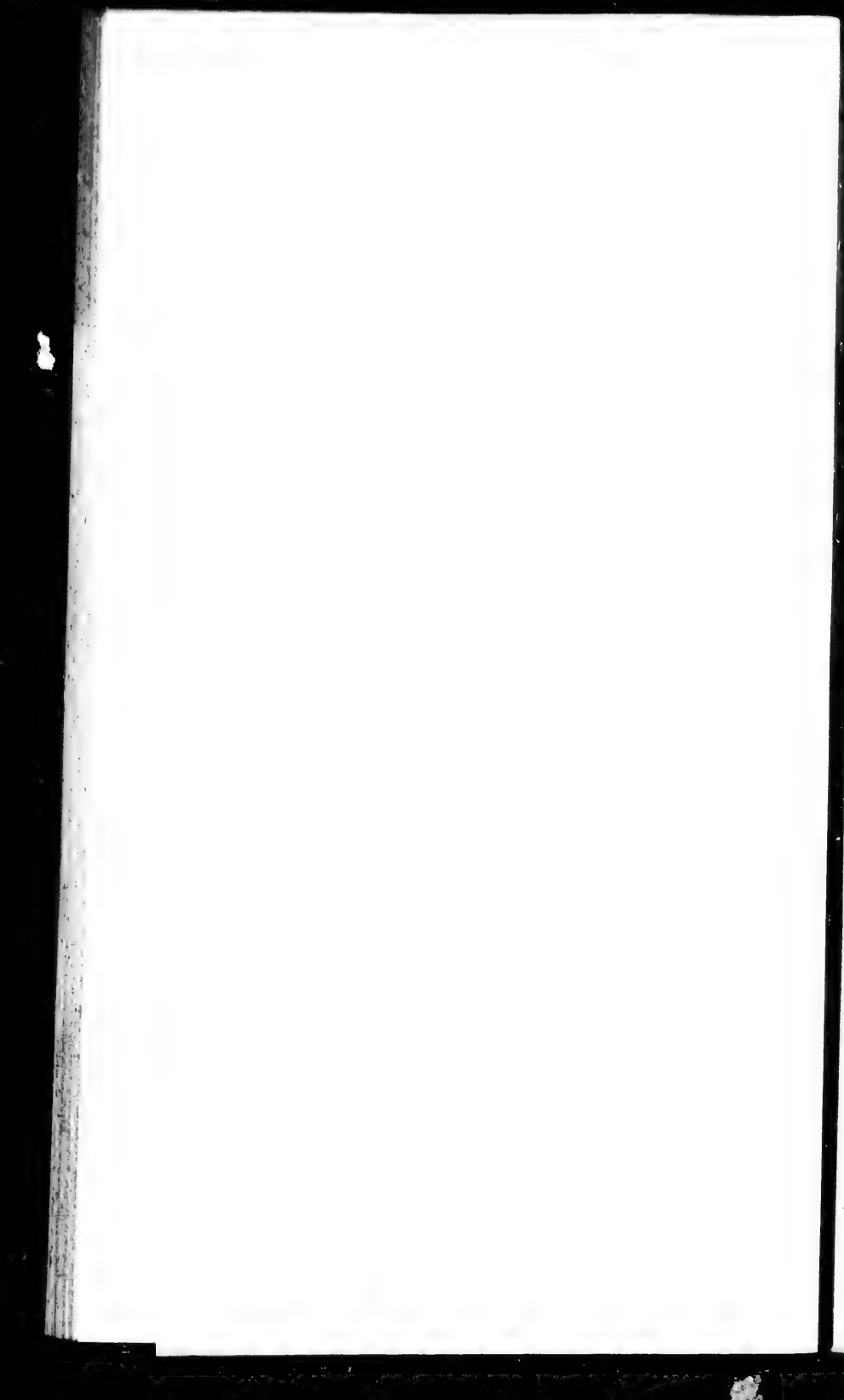
" and all Bonds or Notes which have been  
 " given, payable according to the Instalments  
 " prescribed by any former Act, shall be no  
 " otherwise recoverable than in the manner  
 " above directed.

" III. *And be it further Enacted*, That in all  
 " Cases where any Sum has been paid since  
 " the 28th day of March, 1787, on Account  
 " of any Debt contracted prior to the first  
 " day of January, 1787, such Sum shall be  
 " allowed the Debtor in the Payment of any  
 " Instalment which shall become due under  
 " this Act.

" IV. *And be it further Enacted*, That all Cash  
 " Contracts, Monies had and received by one  
 " Person for the Use of another; all Monies  
 " paid by a Surety for a Principal; all Monies  
 " due on Policies of and Premiums for Insu-  
 " rance, subsequent to the 14th day of De-  
 " cember, A. D. 1782; all Monies due on  
 " protested Bills of Exchange, *Provided Never-*  
 " *theless*, that it extend not to Bills or Orders  
 " drawn by one Person on another, within the  
 " State, or Bills of Exchange drawn for Car-  
 " goes of Negroes, or Bills of Exchange  
 " drawn previous to the said 14th day of De-  
 " cember



" cember, A. D. 1782; all Monies payable by  
 " Executors, Guardians, or Trustees, by virtue  
 " of any Decree or Judgment of any Court,  
 " for the education, maintenance, and support  
 " of Orphans; all Debts contracted for the  
 " boarding, schooling; or tuition of youth; the  
 " interest due on the paper medium; all sums  
 " due for taxes and duties to the public; all  
 " Debts due upon the sales of lots of Land in  
 " the town of Columbia; all Debts contracted  
 " payable in principal and special indents; all  
 " Sums not exceeding Five Pounds; all actions  
 " of trespass *vi et armis*, ejectment, actions of  
 " trover, actions for rent, *qui tam* actions, ac-  
 " tions of slander, or malicious prosecutions, or  
 " actions of assault or battery, or false imprison-  
 " ment, actions in nature of actions for deceit  
 " or breach of covenant, or other actions of  
 " mere tort or injury, be excepted out of this  
 " law. *Provided always*, That nothing in this  
 " clause contained shall be construed to except  
 " out of the operation of this law all duties  
 " due to the public prior to the 12th day of  
 " October, 1785, or such Debts payable to the  
 " public in money as were incurred for the  
 " purchase of Confiscated Property sold for the  
 " benefit of Creditors, or such amercements  
 " as may be still due to the public, but the  
 " same



" same shall be recoverable by Instalments  
 " only.

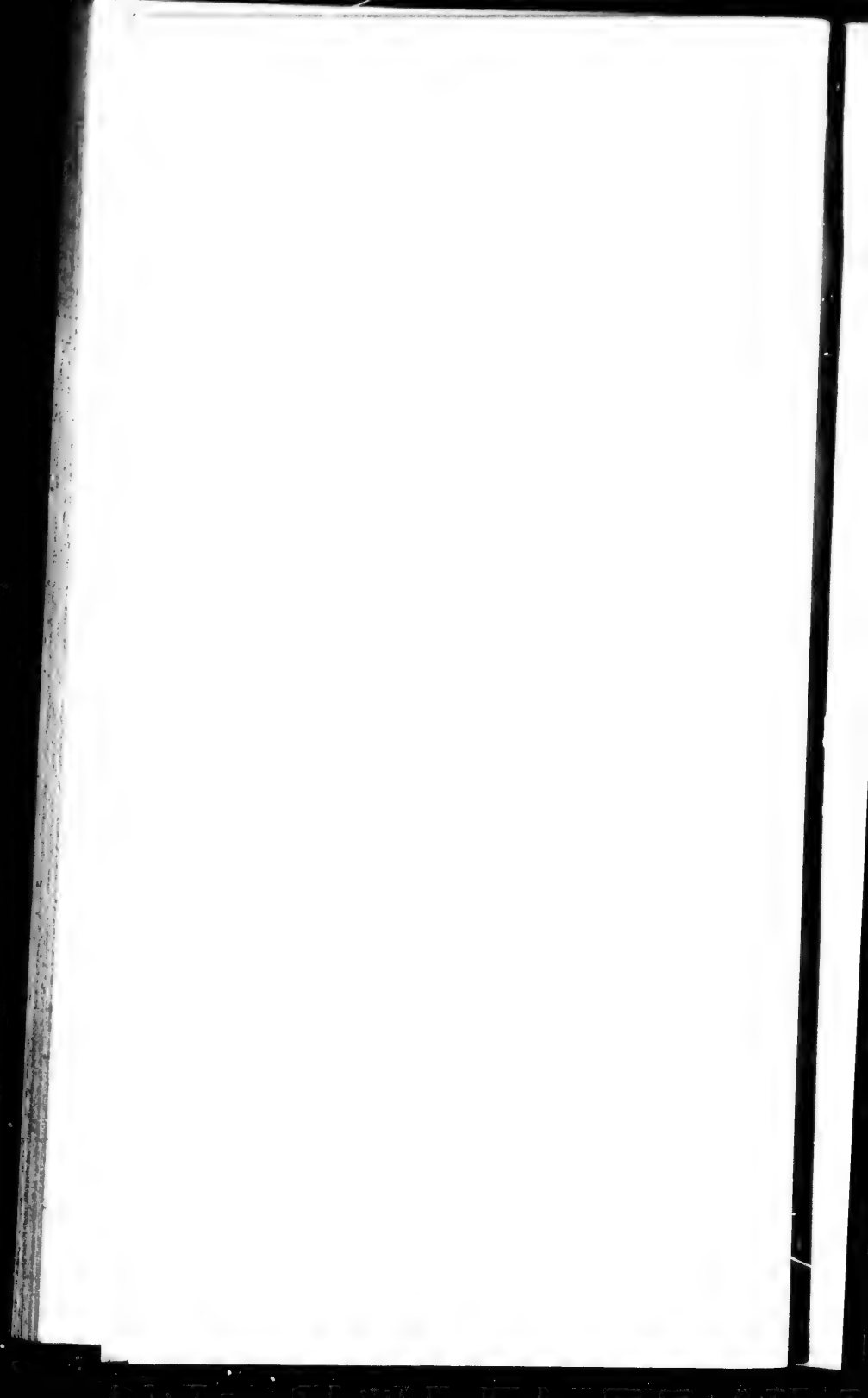
" V. *And be it further Enacted*, That the Cre-  
 " ditor in every case may insist on having suffi-  
 " cient security for the whole Debt, payable by  
 " Instalments as aforesaid; and after demand,  
 " either personally or in writing by him, her,  
 " or his or her attorney, if the Debtor shall fail  
 " within thirty days to give such security within  
 " the County or Parish in which he shall reside,  
 " as any one or more of the Judges of the  
 " Superior Court, any one or more of the  
 " Justices of the County Courts, any one or  
 " more of the Justices of the Peace of, the  
 " County or Parish, any one or more of the  
 " Commissioners of Special Bail, not exceeding  
 " three respectively, at the option of the Cre-  
 " ditor, shall deem sufficient, then and in such  
 " case the Creditor may forthwith Commence a  
 " suit against the Debtor for the recovery of the  
 " whole Debt: *Provided always*, That if ade-  
 " quate security, as above prescribed, shall  
 " after the commencement of such suit, be  
 " tendered by the Debtor to the Creditor, at  
 " any time pending the same, or before the Sale  
 " under Execution, then the Instalment due on  
 " such Debt shall be recoverable, and no more,  
 " till





" till the subsequent Instalment accrues; and no  
 " Judgment which may be recovered for any  
 " money hereby directed to be paid by Instal-  
 " ments, shall bind the property of the Debtor  
 " for more than the Instalment actually due, if  
 " the Debtor shall give to the Creditor such  
 " sufficient security for the remainder as is  
 " herein above required.

" VI. *And be it further Enacted*, That if the  
 " Debtor shall fail, neglect, or refuse, to give  
 " such security for the whole of the Debt as is  
 " herein required, and Judgment shall be ob-  
 " tained against him, and Execution issued; in  
 " such case the property levied upon shall be  
 " sold for the benefit of the Creditor for pay-  
 " ment of the whole Debt, agreeably to the  
 " periods prescribed in this Act; and the  
 " Sheriff shall take from the purchaser good  
 " and sufficient personal security, and Mortgage,  
 " if required, of the property sold, for his  
 " complying with the terms of the sale; and  
 " if indivisible property should be sold for  
 " Cash and Credit agreeably to the terms of this  
 " act, then the Creditor shall be obliged to take  
 " and receive from the Sheriff so much of the  
 " Bonds for which the property sold as shall  
 " amount to the Debt, with good and sufficient  
 " C 2      " personal



" personal security, and mortgage, if required,  
 " of the property sold, and the surplus, if any,  
 " shall be delivered to the Debtor, who shall,  
 " upon the Creditor's receiving the said Bonds,  
 " be discharged from the Debt.

" VII. *And be it further Enacted*, That if  
 " Judgment shall be obtained in any suit, and  
 " before the Plaintiff proceeds to Execution,  
 " the Defendant shall pay the Instalment due,  
 " with the costs incurred ; it shall not be ne-  
 " cessary to renew the Judgment, by *Scire Facias*,  
 " or to commence another action when any sub-  
 " sequent Instalment shall accrue, but it shall  
 " be sufficient to serve the Defendant with a  
 " Rule of Court, thirty days previous to the  
 " sitting of the court, to shew cause, if any he  
 " can, why an Execution should not issue against  
 " him for the next Instalment, which if he fail  
 " to do, then Execution shall issue accordingly ;  
 " and the same proceedings shall be had upon  
 " every Instalment becoming due.

" VIII. *And be it further Enacted*, That the  
 " principal sum of all Judgments which have  
 " been or shall be obtained, and all open ac-  
 " counts, shall draw interest from the time they  
 " became due: *Provided always*, That no Judg-  
 " ment



" ment or open account shall draw interest for  
" any time previous to the 26th day of March,  
" 1784: *Provided also*, That nothing in this Act  
" contained shall be construed in any manner  
" to affect the question of interest during the  
" war between the citizens of the United States  
" and the subjects of his Britannic Majesty,  
" but that it shall be open to Judicial Decision  
" in the same manner as if this Act had not  
" passed."

May  
177

( 16 )  
IN NORTH CAROLINA.

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May 9.  
1777.

By " *An Act for declaring what Crimes and Practices ~~are~~ in this State shall be Treason, and what shall be Misprision of Treason; and for providing Punishments adequate to Crimes of both Classes, and for preventing the Dangers that may arise from Persons disaffected to this State ;*"

**I**T is Enacted and Declared, That all Persons, (Prisoners of War excepted) inhabiting or residing within the Limits of this State do owe and shall pay Allegiance to the same; and that any of the said Persons taking Commission from his Majesty, or other Enemies of this State, shall be adjudged guilty of High Treason, and suffer Death without Benefit of Clergy; and his or her Estate shall be forfeited to this State. That Persons who owe or acknowledge Allegiance or Obedience to the King of Great Britain, and all Persons Subjects of this State, now living herein, or who shall hereafter come





to live herein, who have traded immediately to Great Britain or Ireland, who within Ten Years last past, in their own Right, or acted as Factors, Store-Keepers, or Agents, for Merchants residing in Great Britain or Ireland, shall take an Oath of Abjuration and Allegiance to the State; and on refusing so to do, shall depart the State within Sixty Days, for Europe or the West Indies,—“ Provided that all and every  
 “ such Person and Persons shall have Liberty to  
 “ dispose of his and their Estates, and after satisfying all just Demands against them, to export the Amount in Produce (Provisions and  
 “ Naval Stores excepted);”—and such Persons have by this Act Power to appoint an Attorney to sell their Estates for their Use and Benefit.—  
 But in case any of the Real Estates of such Persons shall remain unsold Three Months next after the Owner thereof hath departed this State, then the same shall be forfeited to the State.

By “ *An Act for Confiscating the Property of* Dc. 1777.  
 “ all such Persons as are inimical to the United  
 “ States, and of such Persons as shall not, within  
 “ the Time herein mentioned, appear and submit to the State, whether they shall be received  
 “ as Citizens thereof, and of such Persons as shall  
 “ so

Nov. 10  
1779.

*" so appear, and shall not be admitted as Citizens  
 " and for other Purposes therein mentioned ;*

It is Enacted, That all the Lands, &c. and moveable Property within this State, and all and every Right, Title, and Interest therein, of which any Person was seised, possessed, or had Title to, on the 4th July, 1776, and who was on that Day absent from this, or any of the United States, or who had at any Time attached himself to, or aided the Enemies of the United States, or who had withdrawn himself from this or any of the United States, and remained without the Limits of the United States, " are " declared to be confiscated to the Use of this " State," unless such Person shall appear at the next General Assembly, and be restored to the Privilege of a Citizen of this State, and to the Property which to him once belonged within the same.

Nov. 10,  
1779.

An Act was passed to carry the last-mentioned Act into Effect.

By this Act it is Enacted, " That all Lands,  
 " Tenements, Hereditaments, and Personal Pro-  
 " perty of William Tryon, Esq. (and others  
 " therein named) and all others who come  
 " within



" within the Meaning of the Confiscation, and  
 " this Act; and all and every the Right, Title,  
 " and Interest, which all or each of the Persons  
 " aforesaid may have had therein on the said 4th  
 " Day of July, 1776; or at any Time since, shall  
 " be and are hereby declared to be Confiscat-  
 " ed, fully and absolutely Forfeited to this State,  
 " and shall be vested in the Hands of Commis-  
 " sioners, who are directed, empowered, and  
 " authorized to take Possession of all Lands, &c.  
 " Monies, Debts, whether due by Judgment, Bond,  
 " Bill, Note, Account, or otherwise, and all Per-  
 " sonal Property of the Persons aforesaid, in  
 " the Name and for the Use of the State; and  
 " shall give Receipts and Discharges, which  
 " shall forever indemnify and acquit the Per-  
 " sons *delivering or paying* the same, their Heirs,  
 " Executors, and Administrators, against any  
 " future Claim for the Articles or Moneymen-  
 " tioned in such Receipts or Discharges."

And in order to discover the forfeited Pro-  
 perty, the Commissioners are authorized to sum-  
 mon any of the Inhabitants to give in, on Oath,  
 an Account of such Property forfeited by that  
 or the preceding Act;—and on Refusal to obey  
 such Summons, or make such Discovery, to

D      commit



commit such Persons to Gaol, until he or she shall render such Account on Oath.

And the Commissioners, in their respective Counties, are empowered " to demand, make " Distress for, and receive all Sums of Money, " due and owing by the Inhabitants thereof, " and declared to be forfeited to the State by " this Act."

Persons who by the Act of the 4th May, 1777, were permitted to sell their Estates, not having, *bonâ fide*, and for a valuable Consideration actually paid, sold and disposed thereof, and all Debts, Money, and Personal Property belonging to such Persons not then collected, are declared to be Confiscated; and the Commissioners are thereby directed to proceed on such Real and Personal Estates, as on the Estates of the Persons first mentioned in this Act.





## IN VIRGINIA.

By " *An Act for sequestrating British Pro-*  
*perty, enabling those indebted to British*  
*Subjects to pay off such Debts, and di-*  
*recting the Proceedings in Swiss where*  
*such Subjects are Parties.*"

J17-  
 ch. 9.  
 page 65

IT is enacted, " That the Estates, Real and  
 " Personal, of British Subjects, shall be se-  
 " questrated into the Hands of Commissioners,  
 " who are empowered to bring Actions in the  
 " Name of the Proprietors, to receive and re-  
 " cover all Sums of Money thereafter to become  
 " due to the said Proprietors of such Estates;  
 " and, after deducting the Expenses, are to  
 " carry the Residue into the Loan-Office, and  
 " make out Certificates for the same, in the  
 " Name of the Proprietors of such Estates."

Sec. 1.

See

1779  
chap.  
page 9

Secl.

Secl.

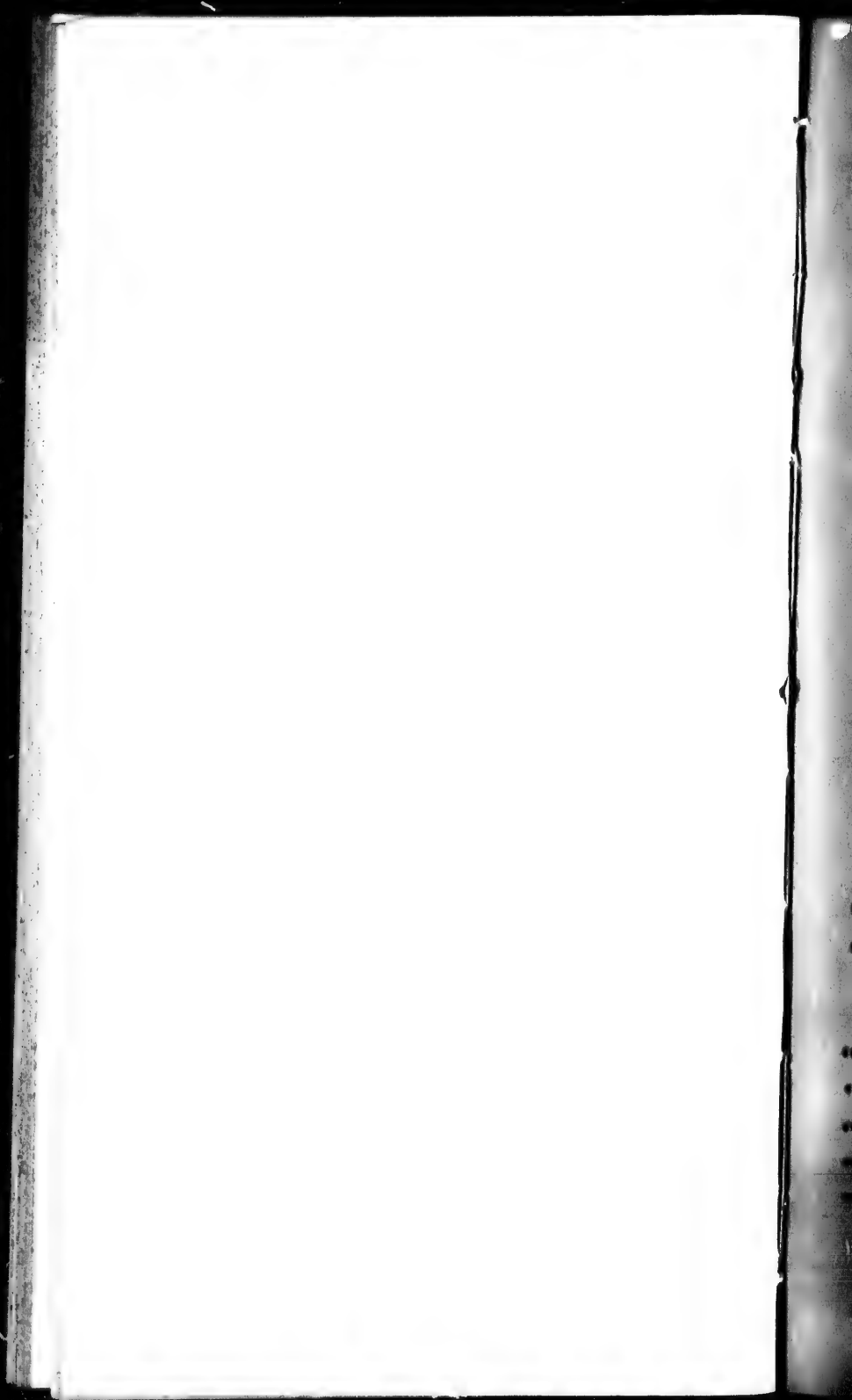
Sect. 3. It is also Enacted, " That it shall and may be  
 " lawful for any Citizen of this Common-  
 " wealth, owing Money to a Subject of Great  
 " Britain, to pay the same, or any Part thereof,  
 " into the Loan-Office."—That the Loan-Offi-  
 " cer's Certificate, and the Receipt of the Gover-  
 " nor and Council, " shall discharge him from  
 " the Debt, or so much thereof as shall be then  
 " paid."

1779-  
 chap. 14.  
 page 96.

By " *An Act concerning Escheats and Forfeitures from British Subjects;*"

Sect. 2. It is Enacted, " That all the Property, Real  
 " and Personal, within this Commonwealth,  
 " belonging at this Time, or which did belong  
 " to any British Subject, shall be deemed to  
 " be vested in this Commonwealth; the Lands,  
 " Slaves, and other Real Estate, by way of  
 " Escheat, and the Personal Estate by For-  
 " feiture."

Sect. 3. And, by the said Act it is Declared and  
 Enacted, " First, That all Persons, Sub-  
 " jects of his Britannic Majesty, who on the  
 " 19th April, 1775, were resident, or follow-  
 " ing their Vocation in any Part of the World,  
 " other than the United States, and have not  
 " since either entered into public Employ-  
 " ment."



( 21 )  
" went of the said States, or joined the same,  
" and by overt Act adhered to them;—and,  
" (Secondly) all such Subjects, Inhabitants of  
" any of the said United States as were out of  
" the said States on the same Day, and have  
" since, by overt Act adhered to the Enemies  
" of the said States; and, (Thirdly) all Inhabi-  
" tants of the said States, who, after the same  
" Day, and before the Commencement of  
" the Act of General Assembly, entitled, *An*  
" *Act declaring what shall be Treason*, departed  
" from the said States, and joined the Subjects  
" of his Britannic Majesty, of their own free  
" Will, or who, by any County Court within  
" this Commonwealth were declared to be  
" British Subjects, shall be deemed British Sub-  
" jects within the Intention of this Act."

By " *An Act to repeal so much of a former*  
" *Act as suspends the issuing of Executions upon*  
" *certain Judgments, until December, 1783;*"

1782.  
chap. 44.  
p. 165.

It is Enacted, " That no Debt or Demand what-  
" soever, originally due to a Subject of Great  
" Britain, shall be recoverable in any Court in  
" this Commonwealth, although the same may  
" be transferred to a Citizen of this State,  
" or any other Person capable of maintaining

sect. 2.

178  
chap.  
p. 18.

Sec. 1

1783.  
chap. 17  
p. 213.

" such Action, unless the Assignment hath been  
 " made for a valuable Consideration, *bona fide*  
 " paid before the First Day of May, 1777."

1782.  
 chap. 45.  
 p. 182.

By " *An Act to amend an Act, entitled, " An Act*  
*" to repeal so much of a former Act as suspends the*  
*" issuing Executions on certain Judgments until*  
*" December, 1783;"*

Sec. 1.

It is Enacted, " That no Debt or Demand  
 " whatsoever, contracted with or due to any  
 " British Subject, or contracted with or due to  
 " any Person for the Use of, or in Concern with  
 " any British Subject, and still remaining unpaid,  
 " shall be recoverable in any Court of Record  
 " within this Commonwealth, notwithstanding  
 " the same may have been renewed, changed,  
 " altered, or acknowledged to any Agent,  
 " Partner, or Assignee, of such British Subject,  
 " or to any other Person whatsoever, either for  
 " their own Use or Benefit, or for the Use or  
 " Benefit of such British Subject, since the  
 " 19th Day of April, 1776, any Law to the  
 " contrary in any wise notwithstanding."

1783.  
 chap. 17.  
 p. 213.

By " *An Act prohibiting the Migration of cer-*  
*" tain Persons to this Commonwealth, and for other*  
*" Purposes;"*





It is Enacted, " That all Persons who having  
 " accepted a Military Commission from the  
 " United States, or any of them, or who hav-  
 " ing taken the Oath of Fidelity to any of the  
 " United States on the 19th Day of April, 1775;  
 " or at any Time since, during the late War,  
 " voluntarily joined themselves to the Fleets or  
 " Armies of the King of Great Britain, and  
 " have borne Arms against the United States, or  
 " any of them, within their Territories or on  
 " their Coasts, or, who being Inhabitants of  
 " any of the United States, on the 19th Day of  
 " April, 1775, or at any Time since, and have  
 " been Owner, or part Owner, of any Privateer,  
 " or other armed Vessel, cruising against  
 " the United States, or any of them, shall be, and  
 " they are hereby prohibited from migrating to,  
 " or becoming Citizens of this State. And that  
 " all and every Person and Persons, who at any  
 " Time acted as a Member of the Board, com-  
 " monly called *The Board of Refugee Commission-*  
 " *ers at New York*, and who hath acted under the  
 " Authority, or by Direction of the said Board,  
 " shall be, and they are hereby prohibited from  
 " migrating to, or becoming Citizens of this  
 " State. That all Persons resident in this, or  
 " any of the United States, on the said 19th Day  
 " of April, and not included in the above De-  
 " scription,



"scription, who are at present prohibited by  
 "Law from migrating to this State, shall be,  
 "and they are hereby permitted to migrate  
 "into, and enjoy all the Rights of Citizenship,  
 "except that they shall not be capable of voting  
 "for Members of either House of Assembly,  
 "or of holding or exercising any Office of  
 "Trust or Profit, civil or military: Provided  
 "that nothing herein contained shall be con-  
 "strued so as to contravene the Treaty of  
 "Peace with Great Britain."

1787. By " *An Act to explain, amend, and reduce*  
 " *into one Act, the several Acts for the Admission*  
 " *of Emigrants to the Rights of Citizenship, and*  
 " *prohibiting the Migration of certain Persons to*  
 " *this Commonwealth;*"

All Persons prohibited in the last-mentioned  
 Act, from migrating to this Commonwealth, if  
 found within the same, shall and may be prose-  
 cuted as for a Misdemeanor; and, if found guilty,  
 shall be imprisoned in the common Gaol,  
 for a Term not exceeding Six Months, and be  
 fined at the Discretion of the Court, in any  
 Sum not exceeding One Hundred Pounds;  
 and if such Person be found at large in  
 this Commonwealth after One Year from the  
 Time



Time of Conviction, or of One Month from the Time of his Enlargement from Gaol, he shall be committed to the public Gaol, and, upon Proof of the Identity of such Person, he shall be thereafter Imprisoned in the public Gaol for the Space of Five Years, and forfeit all his Goods and Chattels, Lands and Tenements, for the Use of the Commonwealth:—

And it is Enacted, " That if any Person prohibited by this Act, from migrating to this Commonwealth, shall institute any Suit or Action whatsoever, in any of the Courts in this Commonwealth, against any Citizen of this Commonwealth, or other Person by Law entitled to become a Citizen thereof, the Defendant or Defendants, may plead this Act in Bar of such Action or Suit: and if upon Trial of the Cause, it shall appear that the Plaintiff is by this Act prohibited from migrating to this Commonwealth, and that the Cause of Action arose within the same, after the Commencement of this Act, the Jury shall find for the Defendant or Defendants, and thereupon Judgment shall be given against the Plaintiff, with treble Costs of Suit, and that the Clerk of the Court, in which such Cause shall be tried, shall, within One Month thereafter, transmit a Copy of the Record,

E

" together



" together with the Names of the Witnesses  
" sworn on the Part of the Defendant or De-  
" fendants, to the Attorney General of this  
" Commonwealth, who shall, at the next suc-  
" ceeding Sessions of the General Court, file  
" an Information, or prefer an Indictment to  
" the Grand Jury, against the Person or Per-  
" sons against whom such Verdict and Judg-  
" ment shall have been given.

" And it is further Enacted, That full and  
" ample Protection shall be given to all Persons  
" who shall come into this Commonwealth,  
" upon lawful Business, except those Persons  
" who are prohibited by this Act from migrat-  
" ing into this State."





## IN MARYLAND.

By " *An Act to Seize, Confiscate, and Appropriate all British Property within this State;*" 1781 chap.

IT is Enacted and Declared, " That all Property within this State, (Debts only excepted) belonging to British Subjects, shall be seized, and is hereby Confiscated to the Use of the State."

By " *An additional Supplement to an Act, entitled " An Act for the Liquidation and Payment of Debts against Persons convicted of Treason ;*" Dec 1782 chap.

It is stated, " That there may be Debts due to the aforesaid Persons convicted of Treason ;" and Enacted, That the Commissioners for the Preservation and Sale of British Property be " and



" and they are hereby directed to take into  
 " their Possession, all Books of Accounts, or  
 " other Papers belonging to such Persons; and  
 " that they be, and are hereby authorized and  
 " directed to collect, and, if need be, to Sue  
 " for and Recover, in the Name of this State,  
 " *All such Debts, Dues, and Demands*, as they  
 " shall discover to be due to the Persons  
 " aforesaid, and pay the same (after deducting  
 " their Commissions) into the Treasury; and  
 " the Monies so paid, shall be considered as a  
 " Part of the Estate of the Persons to whom  
 " due, and applied towards discharging the  
 " Claims against such Estate respectively."

Jan.  
 1786.  
 C. 47. 47.

By " *An Act for the Settlement of Public Ac-*  
*counts, and to appoint Persons to collect the Debts*  
*due to Persons Convicted of Treason;*"

Sect. 7.

It is stated, that " There may be Debts due  
 " to Persons Convicted of Treason, and there  
 " is no Mode pointed out by Law for collecting  
 " the same;" and Enacted, " That the County  
 " Courts be, and they are hereby directed to  
 " appoint a proper Person in their County, to  
 " take into their Possession the Books, Ac-  
 " counts, and other Papers, belonging to Per-  
 " sons Convicted as aforesaid; and that the said  
 " Person



" Person so appointed, shall be, and is hereby  
" authorized to collect; and, if need be, to  
" Sue for, and Recover, in the Name of this  
" State, all such *Debts, Dues, and Demands*, as  
" he shall discover to be due in his County,  
" to such Convicted Person, and to pay the  
" same (after deducting his Commissions, &c.)  
" into the Treasury of his Shore; and that the  
" Monies so paid in shall be considered as  
" Part of the Estate of the Person to whom  
" due, and applied towards discharging the  
" Claims against such Estate."

Ma  
17  
chap

Sect

## IN PENNSYLVANIA.

Mar. 6.  
1778.  
chap. 49.

By “ *An Act for the Attainder of divers Traitors, if they render not themselves by a certain day, and for vesting their Estates in this Commonwealth, and for more effectually discovering the same, and for ascertaining and satisfying the lawful Debts and Claims thereupon ;*”

Sect. 5.

**I**T is Enacted, “ That all and every the  
“ Lands, Tenements, Hereditaments, Debts  
“ or Sums of Money, or Goods or Chattels what-  
“ soever, and generally the Estates, Real and  
“ Personal, of what Nature or Kind soever  
“ they be, within this State, whereof the afore-  
“ said (Joseph Galloway, and others) shall have  
“ been possessed of, interested in, or entitled  
“ unto,





" unto, on the 4th Day of July, 1776, or at  
 " any Time afterwards, in their own Right, or  
 " to their Use, or which any Person or Persons  
 " shall have been possessed of, interested in, or  
 " entitled unto, to the Use of, or in Trust for  
 " them, or any of them, shall according to the  
 " respective Estates and Interests which the  
 " Persons aforesaid, or any in Trust for them,  
 " shall have had therein, stand and be forfeited  
 " to this State, from and after the Twentieth  
 " Day of April next ensuing, unless they shall  
 " respectively render themselves on or before  
 " the same Day, and abide their legal Trial, as  
 " herein directed. And that all and every the  
 " Lands, &c. which any other Person or Per-  
 " sons, who shall be attainted of High Treason,  
 " by Virtue or in Consequence of this Act (in  
 " like Manner) stand and be forfeited to this  
 " State, without any Office or Inquisition here-  
 " after to be taken or found."

Enacts, That the President, or Vice-Presi-  
 dent, and Supreme Executive Council, shall  
 inquire into all such Estates, Real and Personal,  
 and cause the Rents, &c. of the Real Estates, un-  
 til Sale, to be levied and paid to the State Trea-  
 surer, " who is to account for the same as for  
 " other public Monies, and seize, or cause to  
 " be

Sect. 6.

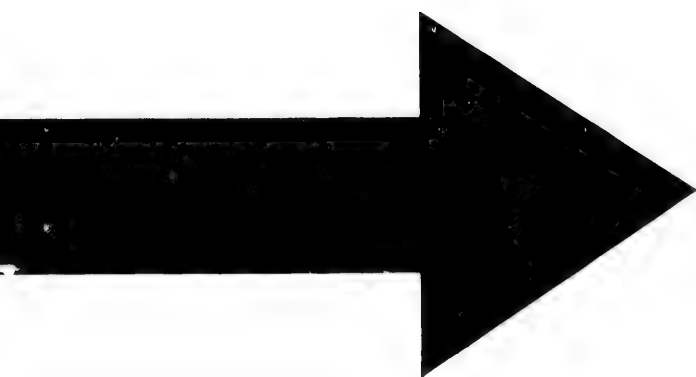
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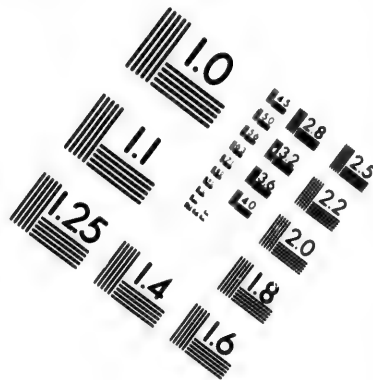
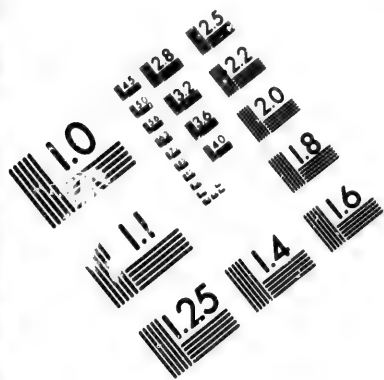
" be seized and sold, all such Goods and Chattels, and receive and collect all such *Debts or Sums of Money* as may be hereby vested in this State."

Sect. 8.

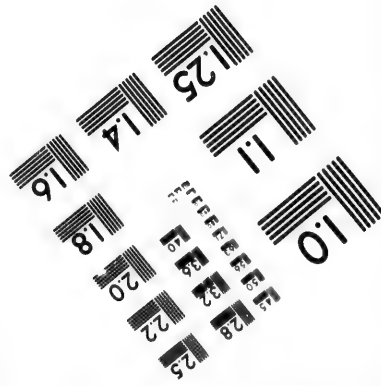
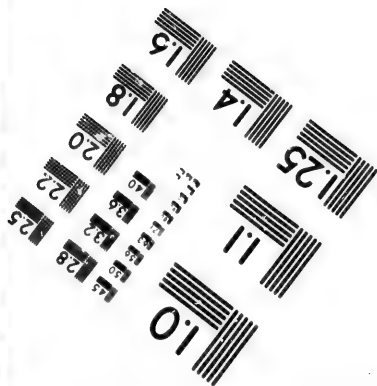
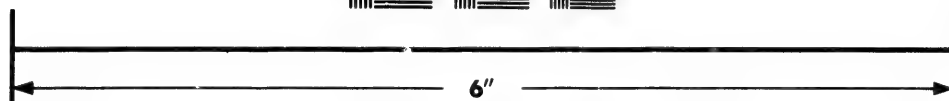
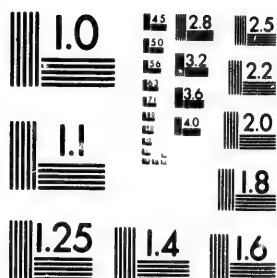
Enacts, That every Person who shall make a full Discovery to the President and Council of any concealed *Debt or Sum of Money*, payable to any Person or Persons so attainted (not being a Debt by Judgment, Mortgage, Recognizance, or any Registered Bond, or Contract) and shall pay Three-Fourths thereof before the Expiration of three Months after such Attainders respectively, unto the State Treasurer, for the Use of the State, shall be *discharged* of the entire *Debt or Sum of Money* aforesaid; but every Person indebted as aforesaid, who shall neglect to make such Discovery within the Time aforesaid, shall forfeit double the Value of such *Debt or Sum of Money*, to be recovered by Action, for the Use of the State.







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## IN NEW JERSEY.

By " *An Act for taking Charge of, and* April 18  
*leasing the Real Estates, and for forfeiting* 1778.  
*the Personal Estates of certain Fugitives* chap. 87  
*and Offenders, and for enlarging and con-*  
*tinuing the Power of the Commissioners*  
*appointed to seize and dispose of such Per-*  
*sonal Estates, and for ascertaining and*  
*discharging the lawful Debts and Claims*  
*thereon ;*"

**T**HE said Commissioners, or any or either Sect. 3.  
 of them, are empowered and directed,  
 from Time to Time, to take Possession of the  
 Goods, Chattels, and Personal Estate of the  
 Person against whom Inquisition shall be found,  
 and Judgment entered in Favour of the State,  
 which they may come to the Knowledge of,  
 " and to take Possession of all the Books of  
 F " Account,



" Account, Bonds, Bills, Mortgages, Notes,  
 " and other Instruments in Writing whatso-  
 " ever, of such Offender, wheresoever found,  
 " and to receive the Monies due, and to give due,  
 " on such Books of Account, Bonds, &c. and to  
 " give Receipts, Acquittances, and Discharges  
 " therefor. And if any Person possessed of any  
 " Goods, Chattels, Bonds, Bills, Mortgages,  
 " Notes, or Writings whatsoever, of any such  
 " Offender, shall neglect or refuse to deliver  
 " the same to the Commissioners, or any or  
 " either of them making demand thereof; or if  
 " any Person indebted to such Offender shall  
 " neglect or refuse to pay and satisfy the Debt,  
 " on Demand thereof being made by the said  
 " Commissioners, it shall and may be lawful  
 " for such Commissioner or Commissioners, to  
 " prosecute, sue for, and recover the same, with  
 " Costs, in the Name of such Offender, to and  
 " for the Use of the State; and the Receipts  
 " given by the respective Commissioners on the  
 " Delivery of any Goods or Chattels, or the  
 " Payment of any Debt or Sum of Money, shall  
 " for ever Bar the Offender or any Person  
 " claiming or to claim under him in the Premises.  
 " misc.



" If any Person having in his or her Custody  
 " or Power, any Goods, Chancery Bonds, Bills,  
 " Mortgages, Notes, or other Instruments in  
 " Writing of any such Offender, shall neglect  
 " to make Discovery thereof to the Commis-  
 " sioners, within two Months after Judgment  
 " shall be entered, or if any Person indebted to  
 " such Offender shall neglect to make Discovery  
 " thereof to such Commissioner within the said  
 " Term; or if any Person shall at any Time  
 " thereafter become possessed of any such  
 " Goods, &c. and shall not within one Month  
 " after becoming possessed thereof, make Dis-  
 " covery as aforesaid, each and every Person so  
 " offending in the Premises, shall forfeit double  
 " the Value of the Goods, &c. to be sued for  
 " and recovered, with Costs, by the said Com-  
 " missioners, to and for the Use of the State.

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Se

## IN NEW YORK.

Oct. 22, 1779. By " *An Act for the Forfeiture and Sale of*  
 chap. 25. " *the Estates of Persons who have adhered*  
 " *to the Enemies of this State, and for de-*  
 " *claring the Sovereignty of the People*  
 " *of this State in respect to all Property*  
 " *within the same.*"

Sec. 1. **I**T is Enacted, " That John Murray, Earl of  
 " Dunmore (and others therein named)  
 " be, and each of them are hereby severally  
 " declared to be, *ipso facto*, attainted of the  
 " Offence aforesaid, and that all and singular  
 " the Estate, both Real and Personal, held or  
 " claimed by them the said Persons, severally  
 " and respectively, whether in Possession, Re-  
 " version, or Remainder, within this State, on  
 " the Day of the passing of this Act, shall be,  
 " and



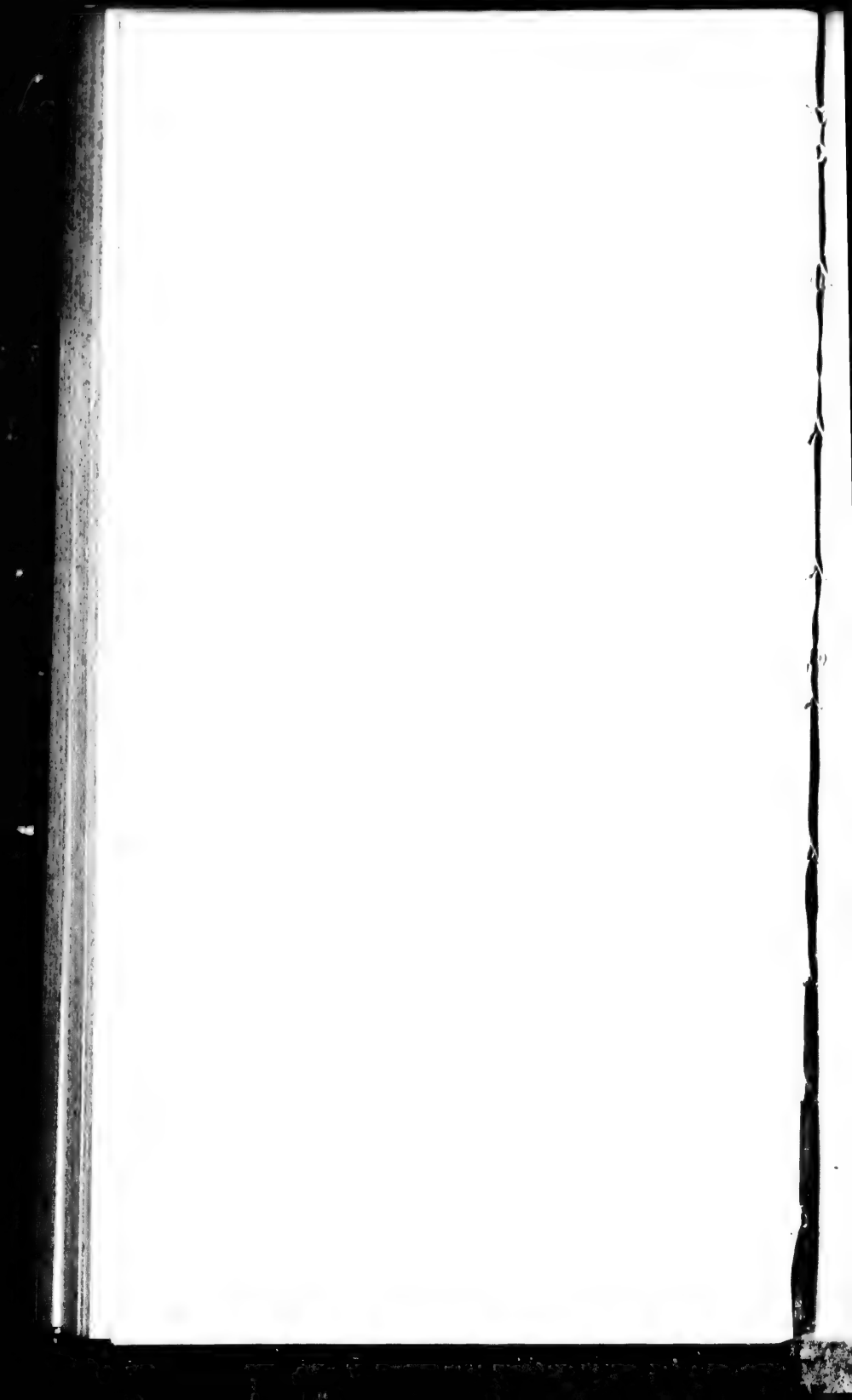


" and hereby is declared to be forfeited to,  
 " and vested in the people of this State."—  
 And,

The said Persons are hereby declared to be  
 for ever banished from this State; and if at any  
 Time hereafter any or either of them are found  
 herein, he or they shall be, and they are hereby  
 adjudged and declared guilty of Felony, and  
 shall suffer Death, without Benefit of Clergy.

By " *An Act for the speedy Sale of the Con-*  
*fiscated and Forfeited Estates within this State,*  
*and for other Purposes herein mentioned;*"

It is Enacted, " That it shall and may be lawful  
 " to and for all and every Person and Persons, being  
 " Citizens of this State, who is, or are indebted  
 " by Mortgage, Bond, Specialty Contract, or in Ac-  
 " count to any Person or Persons, whose Estate,  
 " Real and Personal, is or are by Attainder or  
 " Confiscation forfeited to the People of this  
 " State, within six Months after the passing of  
 " this Act, to pay the said Debts, Dues and De-  
 " mands to the Treasurer of this State, who is  
 " hereby required to receive all such Debts,  
 " &c. and where such Debts were due from  
 " any Person or Persons who have not re-  
 " mained



"mained with, or went into the Enemy's  
 "Power or Lines, and whose Estates have been  
 "respectively forfeited to the People of this  
 "State, by his or their Attainder or Convic-  
 "tion respectively, such Person or Persons  
 "being so indebted, may discharge the said  
 "*Debts*, and, in addition to the Securities  
 "above mentioned, pay unto the said Trea-  
 "surer the like Certificates or Notes, and be  
 "discharged from any Interest which may have  
 "become due on such Debts, as is directed by  
 "an Act of the 12th July, 1782, (to wit, from  
 "the 1st Day of January, 1776, to the 1st Day  
 "of January, 1784) and upon Payment of such  
 "Debts, &c. as aforesaid, the said Treasurer  
 "shall give his Receipt, which Receipt shall be  
 "a sufficient Discharge for so much of the said  
 "*Debts, Dues, and Demands*.—That from and  
 "after the Expiration of the said Six Months,  
 "it shall and may be lawful to and for the said  
 "Commissioner or Commissioners of Forfeiture,  
 "within his or their respective Districts,  
 "to ask, demand, sue for, and recover in his  
 "or their own Name or Names, all Debts, &c.  
 "which are owing, due, and payable to any  
 "Person or Persons whose Estate, Real and  
 "Personal, is or are by the Attainder or Con-  
 "viction forfeited to the People of this State,  
 "by



" by Virtue of any Law or Laws heretofore  
" passed, and all and singular the Interest due  
" or to grow due thereon; and the Monies so  
" recovered shall be paid into the Treasury of  
" this State."

By " *An Act relative to Debts due to Persons*  
" *within the Enemy's Lines;*"

July 1  
1782  
chap.

It is Enacted, " That any Subject or Sub-  
" jects of this State, not in the Power or Lines  
" of the Enemy, who are indebted by simple  
" Contract, Bill single or penal, or any other  
" Obligation, Mortgage, Security, or Demand  
" whatsoever, to any Person or Persons that  
" have either remained with, gone into, or  
" have in Consequence of any Law of this  
" State been sent within the Enemy's Power  
" or Lines, for such Subjects of this State,  
" not in the Power or Lines of the Enemy so  
" indebted, shall be and hereby are discharged  
" from any Interest which may have become  
" due on such Contract, Bill, Obligation,  
" Mortgage or Securities, since the First Day  
" of January 1776, to the First Day of Janu-  
" ary which shall follow next after the Conclu-  
" sion of the present War; any Law, Usage,  
" or Custom to the Contrary notwithstanding."

Sect.

By

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ch

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April 20,  
1787.  
chap. 94.

By " *An Act to amend an Act entitled, " An Act  
" relative to Debts due to Persons within the En-  
"emy's Lines ;" and another Act entitled, " An Act  
" to explain and amend the Act entitled, " An Act  
" relative to Debts due to Persons within the Enemy's  
" Lines, passed the 12th July, 1782 ;"*

Sect. 1.

It is Enacted, " That all Persons described  
" in the Fifth Section of the said first mentioned  
" Act, and the Executors and Administrators  
" of such Persons, indebted by *simple Contract,*  
" *Bill single or penal, or any other Obligation,*  
" *Mortgage, Security, or Demand whatsoever, to*  
" any Person or Persons described in the said  
" Fifth Section of the Act aforesaid, or the Ex-  
" ecutors or Administrators of such Person or  
" Persons, shall be and hereby are discharged  
" from any Interest which may have become due  
" upon any such Contract, Bill, Obligation, Mort-  
" gage or Securities, since the First day of Janu-  
" ary, 1776, inclusively, to the First day of  
" May, 1786."

Provifo, That this Clause shall not operate as  
a Discharge of any Interest which may have  
accrued on any Bill, &c. executed since the  
First day of January, 1777.

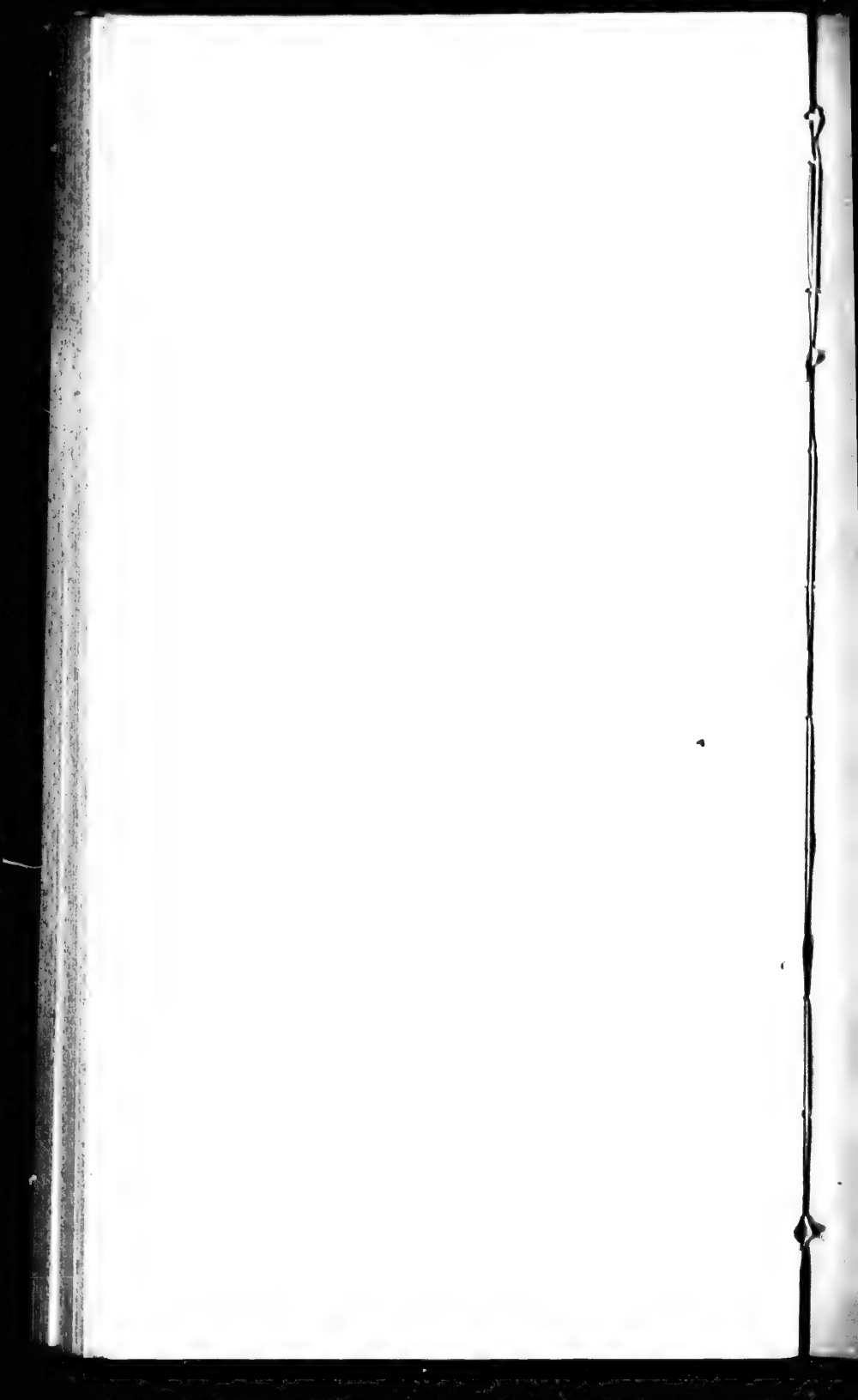
And





*And it is further Enacted,* " That the said sect.  
 " Persons so indebted as aforesaid, their Exec-  
 " cutors or Administrators, shall be obliged to  
 " pay the Debts or Sums by them owing (after  
 " such Deduction of Interest as aforesaid) to  
 " the Person or Persons aforesaid, their Execu-  
 " tors or Administrators, in the lawful Current  
 " Money of this State, in Three Yearly Instal-  
 " ments, and not otherwise, to wit, One-  
 " Third Part thereof on or before the First day  
 " of May, 1788. Another Third Part there-  
 " of on or before the First day of May, 1789:  
 " and the other Third Part thereof on or  
 " before the First day of May, 1790, with In-  
 " terest upon the Amount of such Debts or  
 " Sums now due (after such Deduction as afore-  
 " said) from the said First day of May, 1786,  
 " any Law, Contract, or Usage to the Con-  
 " trary thereof in any wise notwithstanding."

Proviso, That in case Default shall be made in the Payment of either of the said Yearly Instalments, and not sooner, it shall and may be lawful for the Creditor to prosecute for his Debt or Demand, but that there shall not be levied by Virtue of any Execution upon any Judgment, Sentence, or Decree thereupon obtained, any other or greater Sum than



the Amount of the Instalment or Instalments, with the Interest thereon, in respect to which Default shall have been made; and no Foreclosure of any Mortgage shall operate as a Bar to any Equity of Redemption, till after the 1st of May, 1790; but it shall be lawful in every such Case for the Chancellor to direct a Sale of so much of the mortgaged Premises as will be sufficient to satisfy the Instalment or Instalments which shall have become due, and the Interest thereon.



IN RHODE ISLAND  
AND  
PROVIDENCE PLANTATIONS.

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By " *An Act for confiscating the Estates of*  
" *certain Persons therein described ;*"

October  
Sessions  
1779.

IT is Enacted, " That every Inhabitant and  
" Member of the late Colony, now State of  
" Rhode Island and Providence Plantations, or  
" of any other of the late Colonies or Provin-  
" ces, now United States of America, who since  
" the 19th day of April, A. D. 1775, hath le-  
" vied War, or conspired to levy War against  
" any of the said Provinces or Colonies, or  
" United States, or who hath adhered to the  
" said King of Great Britain, his Fleets or  
" Armies,



" Armies, Enemies of the said Provinces or  
 " Colonies, or United States, hereby affording  
 " them Aid or Comfort, or who since the said  
 " 19th day of April, A. D. 1775, hath with-  
 " drawn without the Permission of the Legis-  
 " lature or Executive Authority of this or  
 " some other of the said Colonies or Provinces,  
 " or United States from any of them, into  
 " Parts or Places under the acknowledged Au-  
 " thority and Dominion of the said King of  
 " Great Britain, or into any other Parts or  
 " Places within the Limits of any of the said  
 " Provinces or Colonies, or United States,  
 " being in the actual Possession, and under the  
 " Power of the Fleets or Armies of the said  
 " King, and who have died in any of the said  
 " Parts or Places, or hath not returned into  
 " some one of the said United States, and been  
 " received as a Subject thereof, or hath conti-  
 " nued to reside in Places invested by, or in  
 " the Power of the said Enemies, and have  
 " voluntarily aided, assisted, or abettèd them,  
 " shall be held, taken, deemed and judged  
 " to have voluntarily renounced all Civil and  
 " Political Relation to each and every of the  
 " said United States, and be considered as an  
 " Alien."—

And





And it is further Enacted,—“ That all and  
 “ every the Lands, &c. and all Goods and  
 “ Chattels, *Rights and Credits*, of every Kind,  
 “ *and all other Estates and Interests whatsoever*, of  
 “ which any of the Persons herein-before de-  
 “ scribed were seised or possessed, or were  
 “ entitled to have and demand, to and for their  
 “ Use, Benefit, and Behoof, shall be forfeited,  
 “ inure and accrue to the Governor and Com-  
 “ pany of this State, and accordingly are  
 “ hereby declared so to be forfeited, inure  
 “ and accrue, to be and remain for their sole  
 “ Use, Benefit, and Behoof, in as full and  
 “ ample Manner as the Persons aforesaid  
 “ were, or were-entitled to be seised or possess-  
 “ ed of the same.”

THE END.

